

1 The Honorable James L. Robart
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
14 RAYMOND LEE FRYBERG, Jr.,
15 Defendant.

NO. CR15-109JLR

ORDER CONTINUING TRIAL DATE

17 This matter, having come before the Court at the request of the parties for a
18 continuance of the trial date due to the unavailability of defense counsel, and the
19 defendant, having submitted a speedy trial waiver to October 19, 2015, and the Court,
20 being fully familiar with the entirety of the file herein and based on the reasons asserted
21 by the parties, FINDS as follows:

22 1. The ends of justice served by granting a continuance of the trial date outweigh
23 the best interests of the public and the defendant in a speedy trial. 18 U.S.C.

24 § 3161(h)(7)(A).

25 2. Proceeding to trial absent adequate time for the defense to prepare would result
26 in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(B)(i).

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Order Continuing Trial Date /
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1 3. Proceeding to trial on the scheduled date of August 31, 2015, will unreasonably
2 deny the defendant continuity of counsel and deny counsel the reasonable time necessary
3 for effective preparation, taking into account the exercise of due diligence. 18 U.S.C.
4 § 3161(h)(7)(B)(iv).

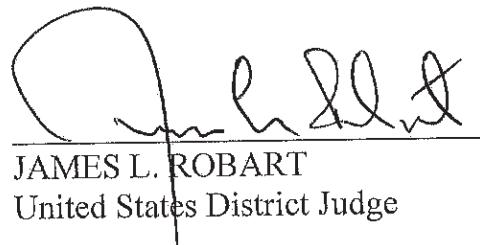
5 NOW, THEREFORE,

6 IT IS HEREBY ORDERED that the trial date is continued from August 31, 2015,
7 to September 21, 2015, at 9:00 a.m. The resulting period of delay from the date of this
8 Order to September 21, 2015, is excluded for speedy trial purposes under 18 U.S.C.
9 § 3161(h)(7)(A) and (B).

10 The pre-trial motions due date has passed and the Court will not set a new date for
11 the filing of pre-trial motions.

12 The Pre-Trial Conference is continued to Wednesday, September 16, 2015, at
13 1:30 p.m.

14 DATED this 26 th day of August, 2015.



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JAMES L. ROBART
United States District Judge